

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Len D. Twetan et al.

Examiner: D. Malamud

Serial No.: 10/797,511

Group Art Unit: 3766

Filed: March 10, 2004

Docket No.: P20909.00

Title: TELEMETRY ANTENNA FOR AN IMPLANTABLE MEDICAL DEVICE

DECLARATION UNDER 37 CFR 1.131 ANTEDATING A REFERENCE

I hereby declare the following:

- 1) I am a currently and correctly named as an inventor in the pending patent application entitled TELEMETRY ANTENNA FOR AN IMPLANTABLE MEDICAL DEVICE, Serial number 10/797,511.
- 2) The invention disclosed within the above-referenced patent application was conceived of by me and the other named inventors prior to December 22, 2003.
- 3) A description and drawings of the invention is provided in a confidential presentation created prior to December 22, 2003, redacted portions of which are attached.
- 4) The invention was not publicly disclosed or offered for sale prior to the filing date of the present patent application.
- 5) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date:

June 5, 2006
David B. Engmark